

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

MICHAEL PAOLETTA

Plaintiff,

vs.

SHERMAN ACQUISITION, LP, *as*
Assignee of Sears, STOCK AND
GRIMES, LLP, EDWARD STOCK,
ESQUIRE, FRANCIS GRIMES,
ESQUIRE, SEARS, RESSLER
AND RESSLER, P.C., and PAUL
RESSLER, ESQUIRE

Defendants.

Civil Action No. 05-cv-00553

DEFENDANT, SHERMAN ACQUISITION, LP'S
MOTION FOR SUMMARY JUDGMENT

AND NOW COMES Defendant Sherman Acquisition, LP., ("Sherman") by and through the undersigned attorneys, Marshall, Dennehey, Warner, Coleman & Goggin, brings this Motion for Summary Judgment, pursuant to Fed. R. Civ. P. 56(c). The Complaint fails to state a cognizable claim against Sherman under both the Fair Debt Collection Practices Act (FDCPA), 15 U.S.C. § 1692 *et seq.*, and the Pennsylvania Fair Credit Extension Uniformity Act (FCEUA), 73 P.S. §2270.1, et

seq., and should be dismissed as a matter of law. In support thereof, Sherman incorporates its Memorandum of Law filed herewith.

Respectfully submitted,

**MARSHALL, DENNEHEY, WARNER,
COLEMAN & GOGGIN**

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